

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

ING BANK, fsb (d/b/a ING DIRECT), and
ING DIRECT BANCORP,

Plaintiffs,

v.

EVERBANK,
EVERBANK FINANCIAL CORP., and
STONE & WARD, INC. (d/b/a/ STONE WARD),

Defendants.

X

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Civil Action No. 07-154-GMS

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X


AFFIDAVIT OF MAILING PURSUANT TO 10 DEL. C. § 3104 AND D. DEL. LR 4.1(b)

FRANCIS DIGIOVANNI, after first being duly sworn, on this 3rd day of April, 2007,
does depose and say:

1. I am an attorney with the law firm of Connolly Bove Lodge & Hutz LLP and
represent plaintiffs in the above captioned action.

2. On March 22, 2007, I caused a copy of the Complaint, the Summons for
nonresident defendant Stone & Ward, Inc. (d/b/a Stone Ward), and letter addressed to
nonresident defendant Stone & Ward, Inc. (d/b/a Stone Ward), and containing the information
required by 10 Del. C. § 3104, to be forwarded, via Registered Mail, to defendant Stone & Ward,
Inc. (d/b/a Stone Ward), pursuant to 10 Del. C. § 3104. The Registered Mail receipt for said
package is attached hereto as Exhibit "A."

3. The package referenced in paragraph 2 was received by Stone & Ward, Inc. (d/b/a Stone Ward) and signed for on March 29, 2007. The confirmation/tracking form received from the United States Postal Service is attached hereto as Exhibit "B."


Francis DiGiovanni (#3189)

Sworn to and subscribed before me this 3rd day of April, 2007.

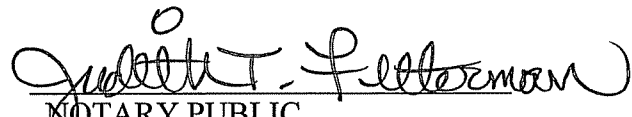


NOTARY PUBLIC
JUDITH T. FETTERMAN
NOTARY PUBLIC, STATE OF DELAWARE
MY COMMISSION EXPIRES APRIL 5, 2010

EXHIBIT A

Registered No. RB 972 232 397 US		Date Stamp MAR 22 2007 WILMINGTON DE 19801	
To Be Completed By Post Office	Reg. Fee 7.90		
	Handling Charge	Return Receipt	1.85
	Postage 1.83	Restricted Delivery	
	Received by		
	Customer Must Declare Full Value \$ 0	<input type="checkbox"/> With Postal Insurance <input checked="" type="checkbox"/> Without Postal Insurance	
OFFICIAL USE Domestic Insurance up to \$25,000 is included in the fee. International Indemnity is limited. (See Reverse).			
To Be Completed By Customer (Please Print) All Entries Must Be in Ballpoint or Typed	FROM	Francis DiGiovanni Connolly Bove Lodge & Hutz 1007 N. Orange St., P.O. Box 2207 Wilmington, DE 19899	
	TO	Stone & Ward, Inc. 225 East Markham, 4th Floor Little Rock, Arkansas 72201	

PS Form 3806, **Receipt for Registered Mail** Copy 1 - Customer
 May 2004 (7530-02-000-9051) (See Information on Reverse)
 For domestic delivery information, visit our website at www.usps.com®

EXHIBIT B

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<p>■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</p> <p>■ Print your name and address on the reverse so that we can return the card to you.</p> <p>■ Attach this card to the back of the mailpiece, or on the front if space permits.</p>		<p>A. Signature  <input type="checkbox"/> Agent <input type="checkbox"/> Addressee </p>	
<p>1. Article Addressed to:</p> <p>Stone & Ward, Inc. 225 East Markham, 4th Flr Little Rock, AR 72201</p>		<p>B. Received by (Printed Name) JAN Bollen</p>	<p>C. Date of Delivery 3-29-07</p>
		<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>	
		<p>3. Service Type</p> <p><input type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input checked="" type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p>	
		<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>	
<p>2. Article Number (Transfer from service label) RB 972 232 397 US</p>			
PS Form 3811, August 2001		Domestic Return Receipt	
		102595-02-M-1540	